

TC 1700

1745



In Re The Application of:
Xiaoming Ren

Serial No.: 09/882.699

Examiner: Dah Wei D Yuan

Filed: June 15, 2001

Art Unit: 1745

For: METALLIC LAYER COMPONENT FOR USE IN A DIRECT OXIDATION FUEL CELL

Cesari and McKenna, LLP
88 Black Falcon Avenue
Boston, MA 02210
January 14, 2004

"Express Mail" Mailing-Label Number: EV 336 740 695 US

Office of Petitions

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir

LETTER

Further to a telephone conversation between the undersigned and a Petitions representative today, we understand that Applicant's Petition that was filed by Applicant's representatives on May 28, 2003, is not indicated as having been received according to U.S. Patent and Trademark Office records. The Petition traversing a Restriction Requirement was filed on May 28, 2003. In addition, an Amendment, responding to an Office Action dated January 29, 2003 was also forwarded in this same mailing. An Infor-

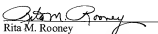
mation Disclosure Statement, a Petition for one-month Extension of Time, plus checks representing fees for the various matters were also included, and our records indicate that these checks were cashed.

A date stamped return postcard, a copy of which is enclosed herewith on the top of the packet, was stamped with the U.S. Patent and Trademark Office date stamp and bears the date May 28, 2003. Thus, these papers were timely filed and it is respectfully requested that the Petition be considered in the order that it would have been received had it been entered into the record.

Please do not hesitate to contact the undersigned in order to advance the prosecution of this application in any respect.

Please charge any additional fee occasioned by this paper to our Deposit Account No. 03-1237.

Respectfully submitted,


Rita M. Rooney
Reg. No. 30,585
CESARI AND MCKENNA, LLP
88 Black Falcon Avenue
Boston, MA 02210-2414
(617) 951-2500



RECEIVED

JAN 21 2004

TC 1700

PATENTS
107044-0009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re The Application of:
Xiaoming Ren

Serial No.: 09/882,699

Filed: June 15, 2001

For: METALLIC LAYER COMPONENT
FOR USE IN A DIRECT OXIDA-
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Examiner: Dah Wei D Yuan

Art Unit: 1745

Cesari and McKenna, LLP
88 Black Falcon Avenue
Boston, MA 02210
January 14, 2004

EXPRESS-MAIL DEPOSIT

Attn: Office of Petitions

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X Letter to Office of Petitions

X copies of documents that were previ-
ously filed on May 28, 2003

X Return Postcard

Date Due: 5/25/03
Date Mailed: May 28, 2003
Date Filed: June 15, 2003

Inventor(s): Xiaoming Ren

Title: METALLIC LAYER COMPONENT FOR USE IN A DIRECT OXIDATION FUEL CELL

File No.: 107044-0009
Serial No.: 09/882,699
Group Art Unit: 1745

Honorable Commissioner of Patents and Trademarks

We are sending herewith

☒ Fee Transmittal Letter

☒ Check No. 24533 for \$252.00

☒ Information Disclosure Statement

☒ Check No. 5165 for \$130.00

☒ Petition 1 Month of Extended Time

☒ PTO-1449 and Copies of References

☒ Amendment Transmitted

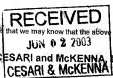
☒ Amendment

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☒ Petition Under 37 CFR Section 1.144



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107044-9 - RME

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PATENTS
107044-0009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Serial No.: 09/882,699

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Art Unit: 1745

Cesari and McKenna, LLP
88 Black Falcon Avenue
Boston, MA 02210
May 28, 2003

EXPRESS-MAIL DEPOSIT

"Express Mail" Mailing-Label Number: EV 336 667 528 US

The following papers are being deposited with the United States Postal Service
"Express Mail Post Office to Addressee" service pursuant to 37 C.F.R. §1.10:

X Fee Transmittal Letter

X Check No. 26533 for \$262.00

X Information Disclosure Statement

X Check No. 5765 for \$130.00

X Petition 1 Months of Extended Time

X PTO-1449 and Copies of References

X Amendment Transmittal

X Amendment

X Return Postcard

X Petition Under 37 CFR Section 1.144



Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.
 Patent and Trademark Office/USPTO (10-09)
 Approved for use through 04/30/2003. OMB 0651-0002
 U.S. Patent and Trademark Office/ U.S. DEPARTMENT OF COMMERCE

FEE TRANSMITTAL for FY 2003

Effective 01/01/2003, Patent fees are subject to annual revision.

☒ Applicant Claims Small Entity Status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 392

Complete If Known

Application Number 09/082,699
 Filing Date June 16, 2001
 First Named Inventor Xiaoming Xie
 Examiner Name Dah Wei D Yuan
 Group Art Unit 1745
 Attorney Docket No. 107044-0009

RECEIVED
JAN 21 2004
TC 1700

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money ☐ Other ☐ None
☒ Deposit Account
 Deposit Account Number 03-1257
 Deposit Account Name Cesar and McKenna, LLP

The Commissioner is authorized to: (check all that apply)
☐ Charge fee indicated below ☒ Charge any deficiency or overpayments
☐ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity | Small Entity | | | | |
|-------------------|---------------|---------------|------------------------|----------|--|
| Fee Code (\$) | Fee Code (\$) | Fee Code (\$) | Fee Description | Fee Paid | |
| 1001 750 | 2001 375 | | Utility filing fee | | |
| 1002 530 | 2002 165 | | Design filing fee | | |
| 1003 520 | 2003 260 | | Plant filing fee | | |
| 1004 750 | 2004 375 | | Reissue filing fee | | |
| 1005 160 | 2005 80 | | Provisional filing fee | | |
| SUBTOTAL (1) (\$) | | | | 0 | |

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| | | Extra Claims | Fee from below | Fee Paid | |
|--------------------|----|--------------|----------------|----------|----|
| Total Claims | 42 | - 39** = | 3 | 9 | 27 |
| Independent Claims | 1 | - 3** = | 0 | 42 | 0 |
| Multiple Dependent | | | | | 0 |

| Large Entity | Small Entity | | | | |
|-------------------|---------------|---------------|---|----------|--|
| Fee Code (\$) | Fee Code (\$) | Fee Code (\$) | Fee Description | Fee Paid | |
| 1202 18 | 2202 9 | | Claims in excess of 20 | | |
| 1201 84 | 2201 42 | | Independent claims in excess of 3 | | |
| 1203 280 | 2203 140 | | Multiple dependent claim, if not paid | | |
| 1204 84 | 2204 42 | | **Reissue independent claims over original patent | | |
| 1205 18 | 2205 9 | | **Reissue claims in excess of 20 and over original patent | | |
| SUBTOTAL (2) (\$) | | | | 27 | |

**or number previously paid, if greater. For Reissues, see below.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Entity | Small Entity | | | | |
|---------------------|---------------|---------------|--|----------|-----|
| Fee Code (\$) | Fee Code (\$) | Fee Code (\$) | Fee Description | Fee Paid | |
| 1051 130 | 2051 65 | | Surcharge - late filing fee or oath | | |
| 1052 50 | 2052 25 | | Surcharge - late provisional filing fee or cover sheet | | |
| 1053 130 | 2053 65 | | Non-English Specification | | |
| 1812 2,520 | 1812 2,520 | | For filing a request for ex parte reexamination | | |
| 1804 920 | 1804 920* | | Requesting publication of SIR prior to Examiner action | | |
| 1805 1,840 | 1805 1,840* | | Requesting publication of SIR after Examiner action | | |
| 1251 110 | 2251 55 | | Extension for reply within first month | | 55 |
| 1252 410 | 2252 205 | | Extension for reply within second month | | |
| 1253 830 | 2253 405 | | Extension for reply within third month | | |
| 1254 1,450 | 2254 725 | | Extension for reply within fourth month | | |
| 1255 1,870 | 2255 935 | | Extension for reply within fifth month | | |
| 1401 320 | 2401 160 | | Notice of Appeal | | |
| 1402 320 | 2402 160 | | Filing a brief in support of an appeal | | |
| 1403 280 | 2403 140 | | Request for oral hearing | | |
| 1451 1,510 | 1451 1,510 | | Petition to institute a public use proceeding | | |
| 1452 110 | 2452 55 | | Petition to revive - unvoidable | | |
| 1453 1,300 | 2453 650 | | Petition to revive - unintentional | | |
| 1501 1,300 | 2501 650 | | Utility issue fee (or reissue) | | |
| 1502 470 | 2502 235 | | Design issue fee | | |
| 1503 830 | 2503 415 | | Plant issue fee | | |
| 1660 130 | 1660 130 | | Petitions to the Commissioner | | |
| 1807 50 | 1807 50 | | Processing fee under 37 CFR 1.17(c) | | |
| 1806 180 | 1806 180 | | Submission of Information Disclosure Sheet | | 180 |
| 8021 40 | 8021 40 | | Recording each patent assignment per property (times number of properties) | | |
| 1809 750 | 2809 375 | | Filing a submission after final rejection (37 CFR 1.129(a)) | | |
| 1610 750 | 2610 375 | | For each additional invention to be examined (37 CFR 1.125(b)) | | |
| 1801 750 | 2801 375 | | Request for Continued Examination (RCE) | | |
| 1802 800 | 1802 800 | | Request for expedited examination of a design application | | |
| Other fee (specify) | | | Petition Fee | | 230 |
| Other fee (specify) | | | | | |
| SUBTOTAL (3) (\$) | | | | 365 | |

*Reduced by Basic Filing Fee Paid

SUBMITTED BY

Name (Print/Type) Rita M. Roseway Registration No. 39,585 Telephone (617) 951-2500
 Signature *Rita M. Roseway* Date May 28, 2003

WARNING: Information on this form may become public. Credit information should not be included on this form. Provide credit card information and authorization on PTO-0338. This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to be used by the USPTO to process an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OF COMPLETED FORMS TO THE